

REMARKS

This paper is responsive to an Advisory Office Action mailed August 03, 2006. Before this amendment, claims 1-18 were pending. Applicants have amended claims 11 and 12, cancelled claims 1-10, and added new claims 19-30. Accordingly, claims 11-30, are now pending in the present application. Reconsideration and allowance of claims 11-30 are respectfully requested.

In the Office Action dated April 18, 2006, the Examiner rejected the claims under 35 U.S.C. 103(a) using various combinations of the following US patents: Lee (US 6,590,887), Moskowitz (US 5,249,220), Gesbert (US6,760,882), Ishida (US 5,729,610), and Wolf (US 5,844,922). Applicants respectfully submit that no combination of these references teaches or suggests every limitation of any one of claims 11-30 and that these claims are allowable. Independent claims 11, 19, and 28 recite that the selection of the SMS encoding format is performed "prior to encoding the SMS message". Applicants respectfully submit that this feature is not taught or suggested by any combination of Lee, Moskowitz, Gesbert, Ishida, or Wolf.

In rejecting claim 10 in the Office Action dated April 18, 2006, the Examiner cites to Moskowitz, column 12, lines 1-9 and column 13, lines 34-35 for support that Moskowitz shows determining memory use requirements without encoding the SMS message. Applicants respectfully submit that these sections do not support such a suggestion. On the contrary, Moskowitz explicitly states that the "transmitter encodes the message that is to be sent to the receiver according to each format. The format which requires the fewest number of binary bits to represent the entire message is selected as the character encoding format" (Column 12 lines 3-7, emphasis added). Therefore, the message must be encoded prior to selecting the format resulting in the fewest bits. Accordingly, Moskowitz does not teach or suggest selecting the format "prior to encoding the SMS message" as claimed.

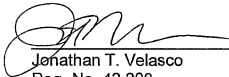
Regarding claims 12-18, 20-27 and 29-30, these claims depend from one of claims 11, 19, or 28 which applicants submit are allowable. Accordingly, these claims are at least allowable for reasons that they depend from an allowable base claim.

CONCLUSION

For all the foregoing reasons, allowance of claims 11-30 is respectfully requested. Payment of the RCE fee and the fee for a two-month extension of time for reply under 37 CFR 1.136(a) accompanies this submission. If necessary, applicant requests, under the provisions of 37 CFR 1.136(a) to further extend the period for filing a reply in the above-identified application and to charge the fees for a large entity under 37 CFR 1.17(a). The Director is authorized to charge any additional fee(s) or any underpayment of fee(s) or credit any overpayment(s) to Deposit Account No. 50-3001 of Kyocera Wireless Corp.

Respectfully Submitted,

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